



# COMMONWEALTH of VIRGINIA

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## MEMORANDUM

**To:** Mark D. Kinser, Chairman  
Board for Contractors  
Department of Professional and Occupational Regulation  
  
Eric Olson, Executive Director  
Board for Contractors  
Department of Professional and Occupational Regulation

**From:** Eric A. Gregory  
Assistant Attorney General

**Date:** May 30, 2006

**Subject:** Letter of Assurance for Amendments to Regulations to provide for certain educational requirements as a prerequisite for licensure

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I have reviewed the Board for Contractors' emergency amendments to its regulations to provide for certain educational requirements as a prerequisite for licensure that were posted on the Virginia Regulatory Town Hall internet site on May 26, 2006. In my view, as counsel to the Board for Contractors, the Board may promulgate these regulations pursuant to its authority to promulgate emergency regulations under §§ 54.1-1102 and 2.2-4011 of the *Code of Virginia*. The regulations do not appear to conflict with the Constitution of the United States or the Constitution of the Commonwealth of Virginia, nor do they appear to conflict with any federal or state law currently in effect.

This memorandum addresses legal matters only and is not intended to serve, nor should it be construed, as a comment for or against the merits of the proposed regulations.

